IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

MONDAY, THE 18TH JUNE 2007 / 28TH JYAISHTA 1929

WP(C).No. 10704 of 2007(Y)

PETITIONER:

RAM MANOJ, S/O.CHELLAPPAN, AGED 36
YEARS, NEELA BHAVAN, PAHAPPATTY,
PORUVAZHY, KOLLAM.

BY ADV. SRI.C.RAJENDRAN

RESPONDENTS:

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1. THE DISTRICT COLLECTOR, KOLLAM.

2. KERALA FINANCIAL CORPORATION HO,
VELLAYAMBALAM, THIRUVANANTHAPURAM.

3. KERALA FINANCIAL CORPORATION, DISTRICT
OFFICE, YMCA BUILDING, KOLLAM
REPRESENTED BY ITS CHIEF MANAGER.

4. THE DEPUTY TAHASILDAR (RR),
KERALA FINANCIAL CORPORATION, KOLLAM.

BY ADV. SHRI.A.A.ABDUL HASSAN, SC
ADV. SMT.M.K.PUSHPALATHA, GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 18/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

WP(C) No. 10704 of 2007

Dated, this the 18th day of June, 2007

J U D G M E N T

Even though petitioner raised a contention that statement of accounts was not furnished, petitioner was already supplied with statement of accounts is the case of the respondents. In any case, the Branch Manager of the Corporation is directed to give one more copy of accounts to the petitioner. Since liability is not disputed, WP(C) is disposed of directing KFC to consider and grant OTS benefit if petitioner remits 10% of the outstanding as of now and makes an application for OTS benefit within six weeks from now. If no standard scheme is available, the Managing Director of the Corporation can consider the claim and grant incentives for settlement within a reasonable time. Recovery will remain stayed for six weeks from today and if 10% of the outstanding amount is remitted and application for OTS benefit is submitted as above, recovery will continue only if petitioner commits default in payments in terms of the OTS scheme granted by the KFC. There will be direction to KFC to grant reasonable time to the petitioner to settle liability under OTS scheme. If petitioner does not settle liability within the time granted, OTS benefit granted will stand automatically vacated and full arrears can be recovered.

(C.N.RAMACHANDRAN NAIR, JUDGE)

jg